

AMENDED IN ASSEMBLY AUGUST 30, 2006

AMENDED IN ASSEMBLY JUNE 14, 2005

**SENATE BILL**

**No. 86**

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**Introduced by ~~Committee on Budget and Fiscal Review~~ Senator  
Romero**

January 14, 2005

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*An act relating to the Budget Act of 2005. An act to amend Section 17071.40 of the Education Code, relating to school facilities.*

LEGISLATIVE COUNSEL'S DIGEST

SB 86, as amended, ~~Committee on Budget and Fiscal Review~~ Romero. ~~Budget Act of 2005. School facilities.~~

*Existing law, the Leroy F. Greene School Facilities Act of 1998, requires the State Allocation Board to allocate to applicant school districts, prescribed per-unhoused-pupil state funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition. Existing law requires the existing school building capacity in an applicant school district, or where appropriate, in the attendance area, at the time of initial application for that funding to be calculated pursuant to a specified formula.*

*Existing law exempts a school on a year-round, multitrack calendar with a density of 200 or more pupils enrolled per acre, that is located in a school district with 40% of its pupils attending a multitrack, year-round school from having its calculated existing school building capacity increased.*

*This bill would instead exempt a school that is located in a school district with 30% of its pupils attending a multitrack, year-round*

*school from having its calculated existing school building capacity increased.*

~~This bill would express the intent of the Legislature to make statutory changes relating to the Budget Act of 2005.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     ~~SECTION 1. It is the intent of the Legislature to make~~
- 2     ~~statutory changes relating to the Budget Act of 2005.~~
- 3     ~~SECTION 1. Section 17071.40 of the Education Code is~~
- 4     ~~amended to read:~~
- 5     17071.40. Each school on a year-round, multitrack calendar
- 6     that has a density of 200 or more pupils enrolled per acre, that is
- 7     located in a school district with ~~40~~ 30 percent of its pupils
- 8     attending multitrack, year-round schools shall be exempted from
- 9     the increase in school building capacity required by Section
- 10    17071.35. Nothing in this section shall be construed as
- 11    exempting the school from the requirements of Section 17071.33.